

UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER

May 6, 1997

UNITED STATES OF AMERICA, Complainant,	)	
	)	8 U.S.C. § 1324a Proceeding
v.	)	OCAHO Case No. 97A00059
	)	
SDB PIZZA RESTAURANT NANUET, INC.	)	8 U.S.C. § 1324a Proceeding
D/B/A PIZZA & BREW RESTAURANT AND	)	OCAHO Case No. 97A00060
SDB HOLDING CO., INC., Respondents.	)	
	)	8 U.S.C. § 1324a Proceeding
	)	OCAHO Case No. 97A00061
UNITED STATES OF AMERICA, Complainant,	)	
	)	
v.	)	
	)	
SDB PIZZA RESTAURANT OF RYE, INC.,	)	
D/B/A PIZZA & BREW RESTAURANT OF RYE	)	
AND SDB HOLDING CO., INC., Respondents.	)	
	)	
	)	
UNITED STATES OF AMERICA, Complainant,	)	
	)	
v.	)	
	)	
PIZZA & BREW RESTAURANT, INC., D/B/A	)	
PIZZA & BREW RESTAURANT OF CROTON-	)	
ON-HUDSON AND SDB HOLDING CO., INC.,	)	
Respondents.	)	

MEMORANDUM OF PREHEARING  
CONFERENCE AND SCHEDULING ORDER

On May 5, 1997 at 10 a.m., a consolidated prehearing conference was held in these cases. Appearing on behalf of the complainant was Soni Sinha and on behalf of the respondents, Spiro Serras. The parties are in the process of discussing the possibility of settlement.

In the event that settlement is not achieved in some or all of the above-captioned cases, respondents shall file within 30 days, or by June 4, 1997, a statement of facts in support of their

affirmative defenses, in accordance with applicable rules.<sup>1</sup> 28 C.F.R. § 68.9(c)(2). Complainant shall have ten days in which to respond as permitted by 28 C.F.R. § 68.9(d).

The parties shall also initiate any contemplated discovery within 30 days, or by June 4, 1997, should settlement discussions be unavailing.

The parties agree that the name “Bajram Kabasi” in Count VI of the Complaint in United States v. SDB Pizza Restaurant of Rye, Inc., d/b/a Pizza & Brew Restaurant of Rye and SDB Holding Co., Inc., OCAHO case number 97A00060, should be corrected to read “Bajram Kabashi aka Ben Bajram Kabafhi” as provided in Count I of the Complaint. The record is hereby corrected and shall so reflect.

SO ORDERED.

Dated and entered this 6th day of May, 1997.

---

Ellen K. Thomas  
Administrative Law Judge

---

<sup>1</sup> Rules of Practice and Procedure for Administrative Hearings, 28 C.F.R. pt. 68 (1996).

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of May, 1997, I have served copies of the foregoing Memorandum of Prehearing Conference and Scheduling Order on the following persons at the addresses indicated:

Dea Carpenter, Esq.  
Associate General Counsel  
Immigration and Naturalization Service  
425 "I" Street, N.W., Room 6100  
Washington, D.C. 20536-9999

Soni Sinha, Esq.  
Immigration and Naturalization Service  
P.O. Box 2669  
New York, NY 10008-2669

Spiro Serras, Esq.  
Wilens & Baker, P.C.  
450 Seventh Avenue  
New York, NY 10123-0004

Office of the Chief Administrative Hearing Officer  
5107 Leesburg Pike, Suite 2519  
Falls Church, Virginia 22041

---

Cynthia A. Castañeda  
Legal Technician to  
Ellen K. Thomas  
Administrative Law Judge  
Office of the Chief Administrative Hearing Officer  
5107 Leesburg Pike, Suite 1905  
Falls Church, Virginia 22041  
(703) 305-1742